

RENTON CITY COUNCIL
Regular Meeting

August 13, 2001
Monday, 7:30 p.m.

Council Chambers
Municipal Building

MINUTES

CALL TO ORDER

Mayor Jesse Tanner led the Pledge of Allegiance to the flag and called the meeting of the Renton City Council to order.

**ROLL CALL OF
COUNCILMEMBERS**

TONI NELSON, Council President Pro Tem; RANDY CORMAN; DON PERSSON; TERRI BRIERE; KATHY KEOLKER-WHEELER.

MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL EXCUSE ABSENT COUNCILMEMBERS DAN CLAWSON AND KING PARKER. CARRIED.

**CITY STAFF IN
ATTENDANCE**

JESSE TANNER, Mayor; JAY COVINGTON, Chief Administrative Officer; LAWRENCE J. WARREN, City Attorney; MARILYN PETERSEN, City Clerk; KAREN MARSHALL, Human Services Manager; SONJA MEJLAENDER, Community Relations Specialist; NEIL WATTS, Development Services Director; JIM SHEPHERD, Community Services Administrator; DENNIS CULP, Facilities Director; CHIEF GARRY ANDERSON, Police Department.

PRESS

Oscar Halpert, *Renton Reporter*

SPECIAL PRESENTATION
Community Event: Renton
River Days Recap

Chuck Tiernan, Chairman of Renton River Days, reported on the 2001 Renton River Days community festival, held during the week of July 24th through July 29th, and estimated that 40,000 to 45,000 people attended the event. He thanked the following sponsors for their support of the festival: IKEA, U.S. Bank, Rotary Club of Renton, McLendon Hardware, Waste Management, Wizards of the Coast, Renton Reporter, and Shuttle Express. Mr. Tiernan detailed the number of hours contributed by volunteers and acknowledged the assistance and support provided by the City of Renton, especially from Community Relations Specialist Sonja Mejlaender. He also described new attractions to the festival this year, which included an art print and poster contest. In conclusion, Mr. Tiernan announced that Tim Searing was the recipient of the Outstanding Service Award for his many contributions which include serving as Festival Chairman in past years and serving as the Chair of the art print contest.

PUBLIC HEARINGS
Human Services: 2002 CDBG
Fund Allocations

This being the date set and proper notices having been posted and published in accordance with local and State laws, Mayor Tanner opened the public hearing to consider the 2002 funding recommendations for the allocation of Community Development Block Grant (CDBG) Funds.

Karen Marshall, Human Services Manager, reported that the City of Renton will receive an estimated \$65,115 in CDBG public service funds, \$273,259 in CDBG capital funds, and \$52,908 for planning and administration. The Human Services Advisory Committee recommended that the 2002 CDBG funds be distributed as follows:

CDBG Public Services

\$13,000 to Communities in Schools
\$13,500 to Community Health Centers of King County
\$9,000 to Domestic Abuse Women's Network (DAWN) Shelter
\$9,500 to ElderHealth NW/Connection

\$12,500 to Emergency Feeding Program
 \$7,615 to Visiting Nurse Services of the Northwest

CDBG Capital Projects

\$174,000 to City of Renton Minor Housing Repair
 \$50,000 to King County Major Housing Repair
 \$10,000 to LATCH Angle Lake Senior Housing
 \$10,000 to YWCA

Ms. Marshall explained that as part of the funding recommendations, a contingency plan must also be adopted. Should there be an increase in CDBG public services funding, the Human Services Advisory Committee recommended that any increase in funding be allocated as follows:

1. DAWN Shelter Program (currently \$9,000) be increased by an additional \$6,000. The total amount of the award shall not exceed \$15,000.
2. Community Health Center of King County Dental (currently \$13,500) be increased by the amount available up to a maximum total award of \$23,500.
3. If any funds remain, the amount should be divided equally among Communities in Schools of Renton, ElderHealth Northwest/Connection, the Emergency Feeding Program, and Visiting Nurse Services of NW (healthcare assessments).

In the case of a decrease in CDBG public services funding, Ms. Marshall said the decrease will be applied proportionately based on the project's percentage of the total CDBG public services allocation.

In conclusion, Ms. Marshall stated that if there is an increase in the CDBG capital funding, the Human Services Advisory Committee recommended there be no change in the funding recommendations. If there should be a decrease, the recommendation is to apply the decrease proportionately based upon the project's percentage of the total CDBG capital funds allocated. The Human Services Advisory Committee acknowledged that the City meets criteria set forth in Section IV of the 2000-2002 Interlocal Cooperation Agreement (ICA) for the King County CDBG Consortium, and recommended allocation of the maximum amount of increased funds allowable to plan and administer the City's CDBG projects in accordance with the CDBG ICA.

Responding to Mayor Tanner's inquiry about the City receiving the funds directly instead of having them pass through King County, Ms. Marshall stated that the City is eligible to become a direct entitlement City in 2003. Responding to Councilwoman Keolker-Wheeler's question regarding the stability of DAWN, Ms. Marshall replied that currently the shelter program is a very strong and stable part of DAWN, and she pointed out that it is the only shelter program for victims of domestic violence in South King County.

Public comment was invited. There being none, it was MOVED BY NELSON, SECONDED BY PERSSON, COUNCIL CLOSE THE PUBLIC HEARING. CARRIED. (See page 272 for Community Services Committee report on this subject.)

Human Services: 2001 Local
 Law Enforcement Block Grant
 (LLEBG)

This being the date set and proper notices having been posted and published in accordance with local and State laws, Mayor Tanner opened the public hearing to consider the 2001 Local Law Enforcement Block Grant (LLEBG) application. Karen Marshall, Human Services Manager, stated that the City has been pre-

approved for a grant of \$60,490 and the City is required to match 10% for a total of \$67,211.

Ms. Marshall reported that since 1996, the LLEBG funds have been used to fund the Victim Court Advocate, saying that the combined 2000 and 2001 grants will cover the cost of salary and benefits through approximately September 2003. Explaining that the Victim Court Advocate assists the prosecutor in domestic violence misdemeanor cases, she pointed out that the goal is to successfully prosecute batterers and hold them accountable to prevent future domestic violence from occurring. Ms. Marshall recommended that the LLEBG funds continue to be used for this purpose.

Public comment was invited. There being none, it was MOVED BY NELSON, SECONDED BY PERSSON, COUNCIL CLOSE THE PUBLIC HEARING. CARRIED.

ADMINISTRATIVE REPORT

Chief Administrative Officer Jay Covington reviewed a written administrative report summarizing the City's recent progress towards goals and work programs adopted as part of its business plan for 2001 and beyond. Items noted included:

- * The Cuautla Sister City signing ceremony will take place in the Council Chambers on Friday, August 17th, at 1:00 p.m. The Mayor of Cuautla is traveling to Renton especially for this ceremony.
- * On August 18th and 19th the South Boeing Bridge will be raised for maintenance work and all traffic will be routed to the North Boeing Bridge for access to and from the airport.
- * Renton's lifeguards participated in the annual Lake Washington Lifeguard Challenge Cup last week and were awarded fourth place overall, with many of the lifeguards earning individual awards.

AUDIENCE COMMENT

Citizen Comment: Correa –
Utilities Easement Area
Restoration

Kent Correa, 670 Sunset Blvd. NE, Renton, 98056, said that approximately two years ago, construction behind his home began for a development known as Flynn Short Plat (SHP-96-106). Stating that he granted the City a utilities easement as part of the project, Mr. Correa reported that to this day, the easement area has yet to be restored to its original condition. He asked the City for assistance in resolving this problem. Mayor Tanner recommended that a meeting be scheduled with Mr. Correa, Development Services Director Neil Watts and himself in order to find a solution to Mr. Correa's problem.

Citizen Comment: Wagner –
Resignation from Planning
Commission

Rich Wagner, 2411 Garden Ct. N., Renton, 98056, announced his resignation from the City's Planning Commission. He stated that he has served on the Commission for 13 years and felt fortunate having served during the City's most notable accomplishments, which include the 1992 Community Profile Report and the Comprehensive Plan adopted in the early 1990s. Mr. Wagner encouraged the City to challenge the Commission and the community to think about the future, saying that the current Comprehensive Plan has fulfilled its purpose and its time to think ahead and create a new Comprehensive Plan to help determine what kind of City Renton wants to be in the year 2020 and beyond. Additionally, Mr. Wagner thanked Administrative Secretary Judy Wright and Principal Planner Rebecca Lind for their efforts in making the Planning Commission successful, and said that it has been an honor to serve on the Commission.

The Mayor and Councilmembers expressed their appreciation to Mr. Wagner for his service on the Planning Commission. MOVED BY KEOLKER-WHEELER,

SECONDED BY CORMAN, COUNCIL REFER MR. WAGNER'S LETTER TO THE PLANNING & DEVELOPMENT COMMITTEE. CARRIED.

Citizen Comment: Flynn – Domestic Abuse Women's Network (DAWN) Shelter

Barbara Flynn, PO Box 88007, Tukwila, 98138, stated that the Domestic Abuse Women's Network (DAWN) shelter is the only confidential shelter in South King County. She thanked the City for its continued support for battered women and their children, emphasizing that the shelter is a vital community resource.

CONSENT AGENDA

Items on the consent agenda are adopted by one motion which follows the listing.

Council Minutes of August 6, 2001

Approval of Council minutes of August 6, 2001. Council concur.

Appointment: Human Rights and Affairs Commission

Mayor Tanner appointed Lari White, 1315 S. Puget Dr., #C-21, Renton, 98055, to the Human Rights and Affairs Commission to fill the unexpired term of Donna Wang, who has resigned (term to expire 4/25/2003). Refer to Community Services Committee.

CAG: 01-115, Lind Ave S Overlay, ICON Materials

City Clerk reported bid opening 8/02/2001 for CAG-01-115, Lind Ave. S. Overlay; five bids; project estimate \$515,081.55; and submitted staff recommendation to award the contract to the low bidder, ICON Materials, Inc., in the amount of \$402,034.95. Council concur.

Planning: Annexation Review Process Revision

Economic Development, Neighborhoods and Strategic Planning Department recommended revision of the annexation review process by referring the first zoning hearing to the Planning Commission rather than to the City Council in order to expedite the review process. Refer to Planning & Development Committee.

Rezone: Springbrook Watershed, P-1 to RC, Talbot Rd S (R-01-061)

Hearing Examiner requested approval of a City-sponsored rezone of the Springbrook Watershed property from P-1 (Public Use) to RC (Resource Conservation); 52.31 acres located at 5750 Talbot Rd. S. (R-00-061). Council concur. (See page 275 for ordinance.)

Human Resources: Local 2170 Leave Sharing Program

Human Resources & Risk Management Department recommended approval of an amendment to the collective bargaining agreement with Local 2170 (CAG-00-039) to establish a leave sharing program that gives Local 2170 members the ability to donate all paid time-off hours, except sick leave, to other members who are on Family Medical Leave and have exhausted all other paid leave. Refer to Finance Committee.

MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL APPROVE THE CONSENT AGENDA AS PRESENTED. CARRIED.

OLD BUSINESS Community Services Committee

Human Services: 2002 CDBG Fund Allocations

Community Services Committee Chair Nelson presented a report regarding the funding recommendations for the 2002 Community Development Block Grants (CDBG). The Committee recommended concurrence with staff recommendations that the 2002 CDBG funds be distributed in accordance with the Human Services Advisory Committee recommendations and any planning and administration funds be used to partially fund the CDBG contract specialist position. (See page 269 for a listing of the 2002 CDBG funds distribution).

The Community Services Committee further recommends concurrency with the CDBG Contingency Plan. (See page 270 for the contingency funding plan's provisions.) MOVED BY NELSON, SECONDED BY PERSSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Community Services: Public

Community Services Committee Chair Nelson presented a report regarding

Address System Improvements
for City Presentations

public address system upgrades. The Committee recommended that the City Council authorize the Administration to upgrade the public address systems at the Renton Senior Activity Center and Renton Community Center. This authorization includes the purchase of a portable audio system for use at various public venues. The cost for the upgrades is not to exceed \$40,000. Funds will be provided from the End of the Year Fund Balance. MOVED BY NELSON, SECONDED BY PERSSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Executive: Sister City
Establishment with Cuautla,
Jalisco, Mexico

Community Services Committee Chair Nelson presented a report regarding the sister city agreement with Cuautla, Jalisco, Mexico. The Committee has reviewed the agreement entitled The Agreement of Sisterhood Between the Cities of Cuautla, Jalisco, Mexico, of the United Mexican States, and Renton, Washington, of the United States of American and recommended that the Council authorize the Mayor to sign the Agreement at the official signing ceremony to be held in Renton on August 17, 2001. MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Finance Committee

Finance: Vouchers

Finance Committee Vice Chair Nelson presented a report recommending approval of claim vouchers 195396 – 195741, and one wire transfer totaling \$961,746.26; and one voided direct deposit (\$1,242.39), zero wire transfers and reissued payroll voucher 33351, totaling \$1,242.39. MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Planning: Downtown Owner
Occupied Housing Incentive
District

Finance Committee Vice Chair Nelson presented a report regarding the Downtown Owner Occupied Housing Incentive District. The City of Renton has been very successful in attracting new, higher density apartments to the downtown area. However, no new "for-sale" housing has been developed. To help encourage owner occupied housing in the downtown, the Finance Committee recommended the establishment of an Owner Occupied Housing Incentive District. This district will encompass the downtown areas designated by CD (Center Downtown) and MF-U (Multi Family-Urban) zoning. Within the district, certain development and mitigation fees for "for-sale" housing would be paid by the City. "Waived" mitigation funds would be replenished from tax revenues from the projects. Fees eligible for waiver include building permit fees; utility system development charges; public works plan review and inspection fees; and impact mitigation fees. Land use review fees are not eligible for waiver under this program. Staff will brief the Council annually to ensure that the goals of this program are being met. The district will automatically sunset in three years unless extended by Council action. MOVED BY NELSON, SECONDED BY PERSSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

**Transportation (Aviation)
Committee**

CAG: 01-113, Airport
Pavement Replacement,
Lakeridge Paving

Transportation (Aviation) Committee Chair Persson presented a report regarding the Renton Airport Pavement Replacement project. The Committee recommended the following:

1. City Council award the bid and authorize the Mayor and City Clerk to execute the contract with Lakeridge Paving, Inc., in the amount of \$131,929.79; and
2. City Council authorize funds in the amount of \$70,000 be transferred from the Airport Funding Reserve account to the Renton Municipal Airport

Pavement Replacement project.

MOVED BY PERSSON, SECONDED BY CORMAN, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Transportation: Eastside
Transportation Program

Councilman Persson requested that Council review the Eastside Transportation Program Partnership packet.

**Planning & Development
Committee**

Planning: IM Zone Amend re:
Adult Day Care

Planning and Development Committee Chair Keolker-Wheeler presented a report regarding a zoning text amendment to processing requirements for Adult Day Care in the IM (Industrial-Medium) zone. The Committee recommended amending Title IV Zoning Use Tables 4-2-07-Q, 4-2-070R, and 4-2-060 to change Adult Day Care from a Hearing Examiner Conditional Use to an Administrative Conditional Use in the IM zone, and set a public hearing for August 20, 2001. MOVED BY KEOLKER-WHEELER, SECONDED BY BRIERE, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Community Services: Historic
Preservation Assessment
Contract

Planning and Development Committee Chair Keolker-Wheeler presented a report regarding a contract for historic preservation assessment. The Committee has been gathering information on how to preserve and document the City's historic heritage while balancing the need for development of an urban center to conform to the state growth management mandate.

The Committee recommended that the Council concur with a request for the Administration to investigate the costs to hire a professional consultant with architectural expertise in evaluating historic buildings and bring a proposal and scope of work back to the Council. This consultant would inventory and evaluate the buildings in the downtown core and determine their historical significance. The information from this evaluation will be used to determine what steps the City could take to ensure that buildings of historic significance are recognized. MOVED BY KEOLKER-WHEELER, SECONDED BY BRIERE, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Planning: Right-of-Way Use
Amendments

Planning and Development Committee Chair Keolker-Wheeler presented a report regarding right-of-way use amendments. The Committee recommended the City approve Code amendments creating procedures for granting approval for the permanent use of excess right-of-way for portions of new buildings within the Downtown Core Area. These permanent easements could be granted only for minor easements for eave overhangs, foundation footings or similar minor uses when approved by the Board of Public Works. These approvals would be limited to new structures which are determined to be of significant benefit to the City. These minor easements could only be granted if it is demonstrated that the granting of the easement would not negatively affect the current or anticipated future use of the right-of-way.

The extent of these permanent easements are to be limited to no more than three feet in width for structures underground, such as foundation footings. The permanent easements shall be limited to no more than eight feet in width for structures above ground, such as eave overhangs or bay windows. In no case shall these above ground structures be less than fourteen feet above ground elevation, nor shall they extend over the surface of a paved street. Such structure overhangs shall be limited to over sidewalks, alleys, landscaped areas or unimproved areas.

The granting of these permanent easements will require the same public liability

and property damage insurance, and annual payment of fees as are now required for temporary use of the right-of-way. The City Attorney shall be directed to prepare an ordinance adopting these amendments to the City Code for excess right-of-way use. MOVED BY KEOLKER-WHEELER, SECONDED BY BRIERE, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED. (See later this page for ordinance.)

ORDINANCES AND RESOLUTIONS

Rezone: Springbrook
Watershed, P-1 to RC, Talbot
Rd S (R-01-061)

The following ordinances were presented for first reading and referred to the meeting of 8/20/2001 for second and final reading:

An ordinance was read changing the zoning classification of 52.31 acres located at 5750 Talbot Rd. S. from P-1 (Public Use) to RC (Resource Conservation) with a P-suffix designation (Springbrook Watershed Rezone; File No. R-01-061). MOVED BY KEOLKER-WHEELER, SECONDED BY CORMAN, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 8/20/2001. CARRIED.

Planning: Right-of-Way Use
Amendments

An ordinance was read amending Section 9-2-1 through 9-2-5 and Section 9-2-7 of Chapter 2, Excess Right-of-Way Use, of Title IX (Public Ways and Property) of City Code by authorizing temporary and permanent use of portions of a right-of-way that are below grade or involve air rights. MOVED BY KEOLKER-WHEELER, SECONDED BY BRIERE, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 8/20/2001. CARRIED.

The following ordinances were presented for second and final reading and adoption:

Ordinance #4909

Comprehensive Plan: 2001
Amendments

An ordinance was read adopting the 2001 amendments to the City's 1995 Comprehensive Plan, maps and data in conjunction therewith. MOVED BY KEOLKER-WHEELER, SECONDED BY BRIERE, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL: ALL AYES. CARRIED.

Ordinance #4910

Rezone: Boeing CPA #00-M-I,
N 8th St, CO to IH (R-99-175)

An ordinance was read changing the zoning classification of 7.41 acres located at N. 8th St., Park Ave. N. and Garden Ave. N. from CO (Commercial Office) to IH (Industrial-Heavy); Boeing Commercial Airplane Group, CPA 00-M-1; File No. R-99-175. MOVED BY KEOLKER-WHEELER, SECONDED BY BRIERE, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL: ALL AYES. CARRIED.

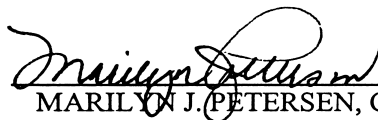
NEW BUSINESS

Appeal: Heritage Renton Hill,
Renton Hill Community
Association (PP-00-053 &
AAD-00-149)

At the request of Councilwoman Keolker-Wheeler, City Attorney Larry Warren explained that Council cannot accept new evidence or testimony when discussing the Heritage Renton Hill site plan review at the next Monday's Committee of the Whole meeting. The Council is acting as a quasi-judicial body, and is limited to reviewing material already on record.

ADJOURNMENT

MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL ADJOURN. CARRIED. Time: 8:36 p.m.



MARILYN J. PETERSEN, CMC, City Clerk